

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

TRACTOR SUPPLY COMPANY,

Plaintiff,

v.

**ACE AMERICAN INSURANCE
COMPANY, UNIFIRST
CORPORATION, and ESIS, INC.,**

Defendants.

**Case No. 3:21-cv-00619
Judge William Campbell
Magistrate Judge Holmes**

Jury Demanded.

JOINT MOTION FOR EXTENSION OF EXPERT DEPOSITION DEADLINE

Tractor Supply Company (“Tractor Supply”), Unifirst Corporation (“Unifirst”), ACE American Insurance Company (“ACE”), and ESIS, Inc. (“ESIS”) (collectively the “Parties”) hereby move this Court for an order extending the expert deposition deadline set in the Second Modified Case Management Order from January 17, 2023, to February 8, 2023. In support of this Motion, the Parties state as follows:

1. On November 28, 2022, the Court entered Second Modified Case Management Order which established January 17, 2023, as the deadline for the parties to complete expert witness depositions. [Doc. No. 148].

2. Pursuant to Second Modified Case Management Order, the Parties worked diligently to schedule the depositions of expert witnesses such that they would be completed no later than the January 17, 2023, deadline. Due to the limited availability of the expert witnesses during late December and early January, the Parties will not be able to complete all expert witness depositions before the January 17, 2023, deadline, and are thus requesting a brief extension.

3. The Parties respect and understand the Court's statement in the Second Modified Case Management Order that "[g]iven the current trial date, no further extensions of these deadlines will be granted." [Doc. No. 148]. The requested extension, however, will not impact any other deadlines set by this Court, including any dispositive motion deadlines, nor will it delay the trial in this matter. Further, the request for an extension is not intended to cause delay and is not being made for any purpose other than to accommodate the experts' previous commitments and availability for depositions in this action.

4. The Parties have worked diligently to schedule the expert witness depositions to be completed as soon as possible and have agreed to the following schedule:

1. January 16, 2023: Deposition of Mr. Louis Fey (Tractor Supply's expert)
2. January 19, 2023: Deposition of Mr. Neil Rambin (ACE's expert)
3. February 8, 2023: Deposition of Mr. Bernie Heinze (ESIS's expert)

5. Unexpired deadlines that will not be impacted by this Joint Motion:

Dispositive Motion Deadline – March 1, 2023

Trial Date – August 15, 2023.

For the foregoing reasons, the Parties respectfully request that this Court enter an order extending the expert deposition deadline from January 17, 2023, to February 8, 2023.

Respectfully Submitted,

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CERTIFICATE OF SERVICE

Pursuant to Local Rule 5.01, it is hereby certified that service of a true and correct of the foregoing JOINT MOTION FOR EXTENSION OF EXPERT DEPOSITION DEADLINE has made upon the following Filing Users through the Electronic Case Filing System on this 4th day of January 2023:

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